



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5919

Introduced 2/14/2014, by Rep. Jeanne M Ives

SYNOPSIS AS INTRODUCED:

40 ILCS 5/3-144.3 new
40 ILCS 5/4-138.6 new

Amends the Downstate Police and Firefighter Articles of the Illinois Pension Code. Provides that, if at any time the Public Pension Division of the Department of Insurance finds that a pension has been calculated using compensation that should not have been included in salary or final average salary, then the beneficiary of that pension shall pay back to the fund an amount equal to the benefit incurred by using that compensation. Effective immediately.

LRB098 18361 EFG 53498 b

FISCAL NOTE ACT
MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

1 AN ACT concerning public employee benefits.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Pension Code is amended by adding
5 Sections 3-144.3 and 4-138.6 as follows:

6 (40 ILCS 5/3-144.3 new)

7 Sec. 3-144.3. Error in calculation of pension. If at any
8 time the Public Pension Division of the Department of Insurance
9 finds that a pension has been calculated using compensation
10 that should not have been included in the calculation of salary
11 or final average salary, then the beneficiary of that pension
12 shall pay back to the fund an amount equal to the benefit
13 incurred by using that compensation. This is a clarification of
14 existing law.

15 (40 ILCS 5/4-138.6 new)

16 Sec. 4-138.6. Error in calculation of pension. If at any
17 time the Public Pension Division of the Department of Insurance
18 finds that a pension has been calculated using compensation
19 that should not have been included in the calculation of salary
20 or final average salary, then the beneficiary of that pension
21 shall pay back to the fund an amount equal to the benefit
22 incurred by using that compensation. This is a clarification of

1 existing law.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.